

MEETINGS TO DATE 3  
NO. OF REGULARS 3  
NO. OF SPECIALS 0

LANCASTER, NEW YORK  
FEBRUARY 3, 1992

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 3rd day of February 1992 at 8:00 P.M. and there were

PRESENT: ROBERT H. GIZA, COUNCILMAN  
DONALD E. KWAK, COUNCILMAN  
PATRICK C. POKORSKI, COUNCILMAN  
THOMAS VAN NORTWICK, COUNCILMAN  
LUCIAN J. GRECO, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
JOSEPH REINA, TOWN ATTORNEY  
BRUCE SHEARER, TOWN ENGINEER  
ROBERT L. LANEY, BUILDING INSPECTOR  
THOMAS E. FOWLER, CHIEF OF POLICE

PLEDGE OF ALLEGIANCE: COUNCILMAN GIZA

INVOCATION: SUPERVISOR GRECO

PUBLIC HEARINGS: NONE

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
VAN NORTWICK , TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town  
Board, held on January 21, 1992 be and hereby are approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN POKORSKI	VOTED	YES
COUNCILMAN VAN NORTWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YES

February 3, 1992

File: R.MIN (P1)

32x1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
POKORSKI , TO WIT:

WHEREAS, Lucy Curley & Co. appeared before the members of the Town Board in anticipation of being hired as a Grants Consultant and after meeting with her, the Town Board has agreed to hire her as Grants Consultant for a monthly fee of \$1,200.

NOW, THEREFORE BE IT

RESOLVED, that the Town Board authorizes the Supervisor to sign the contract with Lucy Curley & Co. in accordance with the terms specified in her letter dated January 15, 1992, with the exception that the provisions for a renewal option specified in the aforesaid proposal is not accepted and shall not be contained in said contract.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 3, 1992

File: R.Appt.Grant Writer

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation and the Town of Lancaster have entered into a contract dated June 3, 1988, regarding the renovation of the Historical Museum located at 40 Clark Street, Lancaster, New York, and

WHEREAS, said Agreement expired on the 30th day of November, 1990, and

WHEREAS, both the Town of Lancaster and the Office of Parks, Recreation and Historic Preservation desire to extend the terms of the Agreement until June 30, 1992;

NOW, THEREFORE, BE IT

RESOLVED, that the contract entered into between the two parties dated June 1, 1988, be and is hereby extended to June 30, 1992 and that the Supervisor be and is hereby authorized to execute any and all documents relating to this Contract.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 3, 1992

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN VAN NORTWICK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, Dennis D'Andrea, 1691 Girdle Road, Elma, New York 14059 has  
applied for a Dumping Permit for property situate at 6216 Broadway, within the  
Town of Lancaster, pursuant to Chapter 22-8 of the Code of the Town of  
Lancaster, and

WHEREAS, the application was referred to the Building Inspector and  
Town Engineer for review and recommendation, and

WHEREAS, the Building Inspector and Town Engineer have completed  
their review and made a formal, favorable recommendation to the Town Board,

NOW, THEREFORE, BE IT

RESOLVED, that Dennis D'Andrea, 1691 Girdle Road, Elma New York  
14059 be and is hereby authorized to dump and dispose of materials outside  
permitted sanitary landfills within the Town of Lancaster, namely on premises  
owned by the applicant at 6216 Broadway, said dumping to be in strict  
conformance with the application of the petitioner as filed in the Office of  
the Town Clerk.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 3, 1992

File: R.PERMIT.DUMP (Pl)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
VAN NORTWICK, TO WIT:

WHEREAS, Thomas Johnson, the Dog Control Officer of the Town of  
Lancaster and is in need of assistants;

NOW, THEREFORE BE IT

RESOLVED, that Sean Miller, 15 Pheasant Run, Lancaster, New York  
14086, be and is hereby appointed to the position of Assistant Dog Control  
Office for the term February 3, 1992 to December 31, 1993, at a salary as set  
forth in the Schedule of Salaries, as adopted by the Town Board on January 1,  
1992.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 3, 1992

File: R.Appt.Asst.d.c.o.

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN POKORSKI, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK, TO WIT:

WHEREAS, Charles Kirkman, 5690 Genesee Street, Lancaster, New York 14086 by letter dated June 11, 1991, has requested a refund of a tree planting fee submitted to the Town of Lancaster with Building Permit Application No. 277 of the year 1991, to construct a private residence at 5676 Genesee Street, Lancaster, New York, and

WHEREAS, an adequate stand of trees exists on the property, and

WHEREAS, said parcel is not in need of further planting under the Official Tree Planting Program of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk of the Town of Lancaster be and is hereby authorized to prepare a voucher for refund to Charles Kirkman, 5690 Genesee Street, Lancaster, New York 14086, the sum of \$120.00 representing the tree planting fee collected by the Town of Lancaster under Building Permit No. 277 of the year 1991.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 3, 1992

File: R.BLDG (P3)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the Town Board by resolution dated January 7, 1991 appointed LAWRENCE BLAIR to the position of Fire Inspector of the Town of Lancaster on a provisional basis pending successful passing of a civil service examination, and

WHEREAS, LAWRENCE BLAIR has successfully passed a civil service test for this position and appears on a promotion list dated January 21, 1992, and

WHEREAS, it is the desire of the sponsor of this resolution to appoint LAWRENCE BLAIR to the permanent civil service position of Fire Inspector of the Town of Lancaster.

NOW THEREFORE

BE IT RESOLVED, that LAWRENCE BLAIR, 6492 Broadway, Lancaster, New York 14086, be and is hereby appointed to the permanent civil service position of Fire Inspector in the service of the Building Inspector's Department of the Town of Lancaster effective February 3, 1992, and

BE IT FURTHER

RESOLVED, that the 1992 salary for LAWRENCE BLAIR be and is hereby set at \$24,267.00 (on step), said amount being that amount as set forth in the 1992 Schedule of Salaries adopted by the Town Board of the Town of Lancaster on January 1, 1992.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 3, 1992

file: R.FIRE.INSPT

32X1



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
POKORSKI , TO WIT:

WHEREAS, Andrusz and Schmid Dev., 6 Wainwright Court, Williamsville, New York 14221 has requested the Town Board of the Town of Lancaster to accept work completed under Street Lighting Public Improvement Permits within Larkspur Acres Subdivision, within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvements and has recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Street Lighting Public Improvements within Larkspur Acres Subdivision, be and are hereby approved and accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 274 - Street Lights - Larkspur Acres Subdivision

conditioned, however, upon the following:

1. Receipt and approval, within 45 days, by the Town Clerk of a bill of sale to improvement for the property conveyed to the Town of Lancaster.
2. Receipt and approval, within 45 days, by the Town Clerk of a maintenance bond for the improvement accepted herein in the principal amount of 25% of the value of the improvement accepted, and

BE IT FURTHER

RESOLVED, that a copy of this resolution be directed by the Town Clerk to the New York State Electric & Gas Corporation with a request to energize the street lights accepted herein.

BE IT FURTHER

RESOLVED, that should the conditions enumerated herein not be met within the stated 45 day period, the Building Inspector be and is hereby authorized and directed to issue a stop work orders on all building construction within this subdivision, or subdivision phase, as the case may be.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN POKORSKI	VOTED	YES
COUNCILMAN VAN NORTWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YES

February 3, 1992

File: R.P.I.P. (P7-8)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK, TO WIT:

WHEREAS, the sponsor of this resolution is desirous of making an appointment to the position of Caretaker of the Town Hall Clock, and

WHEREAS, FRANK SEIBEL has satisfactorily served in this position for many years,

NOW THEREFORE

BE IT RESOLVED that FRANK SEIBEL be and is hereby appointed to the position of Caretaker of the Town Hall Clock for the years 1992 and 1993, and

BE IT FURTHER

RESOLVED that the 1992 salary for FRANK SEIBEL be and is hereby set at \$430.00, said amount being the amount as set forth in the 1992 Schedule of Salaries of the Town of Lancaster as adopted by the Town Board of the Town of Lancaster on January 1, 1992, and

BE IT FURTHER

RESOLVED that this resolution be and is hereby adopted effective retroactively to January 1, 1992.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN POKORSKI	VOTED	YES
COUNCILMAN VAN NORTWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YES

February 3, 1992

file: R.CLOCK

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
VAN NORTWICK, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster, by resolution adopted on October 21, 1991, retained the firm of Babinsky Klein Engineering, P.C. to perform a technical study for the Recreation Office and Hazmat Building No. 25, located at 525 Pavement Road, Lancaster, New York, for the total sum of \$5,000.00, and

WHEREAS, the Town of Lancaster thereafter decided to cancel the technical assistance study for the Hazmat Building No. 25, and

WHEREAS, Babinsky Klein Engineering, P.C., by letter dated January 15, 1992, has tendered an offer to prepare a technical assistance study for the Recreation Office only for a total fee of \$4,000.00;

NOW, THEREFORE, BE IT  
RESOLVED, as follows:

1. That the said prior resolution of the Town Board of the Town of Lancaster dated October 21, 1991, be and the same is hereby rescinded;
2. That the letter offer of Babinsky Klein Engineering, P.C. dated January 15, 1992, to perform a Technical Assistance Study for the Recreation Office only, located at 525 Pavement Road, Lancaster, New York, for the sum of \$4,000.00 be and is hereby accepted; and
3. That the Supervisor of the Town of Lancaster be and is hereby directed to forward a copy of this resolution to Babinsky Klein Engineering, P.C., with notice to proceed with its technical study for the said recreation office.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 3, 1992

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN VAN NORTWICK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
POKORSKI, TO WIT:

WHEREAS, a Public Hearing was held on the 21st day of January, 1992  
for the purpose of amending Chapter 18, Excavations, of the Code of the Town  
of Lancaster, and persons for and against such amendment have had an  
opportunity to be heard, and

WHEREAS, a Notice of Public Hearing was duly published and posted,  
and

WHEREAS, the Town Board, Town Attorney and Building Inspector have  
recommended the proposed amendment of the Code of the Town of Lancaster:

NOW, THEREFORE, BE IT

RESOLVED, that Chapter 18, Excavations, of the Code of the Town of  
Lancaster be and is hereby amended to read as follows:

Article III - Pit Excavations and Topsoil Removal

.....

18-18. "Sandbank and gravel pits and pit excavation" shall  
be amended to read, "Sandbank and gravel pits and pit  
excavation not subject to regulation by the State of New  
York."

.....

18-20. "Provisions applicable to all excavations and topsoil  
removal" shall be amended to read, "Provisions applicable  
to all excavations and topsoil removal not subject to  
regulation by the State of New York."

.....

18-21. "Fees" shall be amended to read as follows:

18-21. Fees.

"For all activities not subject to regulation by  
State of New York."

.....

18-29. "Restrictions on new pits and quarries" shall be deleted  
in its entirety and a new 18-29 enacted in place thereof,  
as follows:

32X1

18-29. Special Use Permit.

A. All sandbanks, gravel pits and stone quarries, existing or to be created, shall be subject to the requirement of obtaining from the Town of Lancaster on an annual basis a special use permit, said permit to expire on January 1st of each year

B. Fee.

(1) A special use permit fee shall be imposed on an annual basis for purposes of the Town enforcement of State regulations as follows:

- a) A minimum fee of two hundred dollars (\$200.) for removal of an amount not exceeding five thousand (5,000) cubic yards.
- b) Any area, four cents (\$.04) per cubic yard to be removed. The fee in no event shall exceed five thousand dollars (\$5,000.).
- c) The Town Board may waive this fee where excavation is deemed to be for the benefit of the town.

B. Payment of the fee for permits shall be made at the time of application and thereafter on the first day of January of the calendar year, if said permit is renewed."

and,

BE IT FURTHER

RESOLVED, as follows:

- 1. That said Amendment be added in the minutes of the meeting of the Town Board of the Town of Lancaster, held on the 3rd day of February, 1992;
- 2. That a certified copy thereof be published in the Lancaster Bee;
- 3. That a certified copy of this Amendment be posted on the Town Bulletin Board; and
- 4. That Affidavits of Publication and Posting be filed with the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN POKORSKI	VOTED	YES
COUNCILMAN VAN NORWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YES

February 3, 1992

32X1

LEGAL NOTICE  
NOTICE OF ADOPTION  
AMENDMENT OF CHAPTER 18, EXCAVATIONS  
OF CODE OF TOWN LANCASTER

LEGAL NOTICE IS HEREBY GIVEN, that Chapter 18, Excavations, of the Code of the Town of Lancaster, be and hereby amended to read as follows:

CHAPTER 18, EXCAVATIONS

.....

Article III - Pit Excavations and Topsoil Removal

.....

- 18-18. "Sandbank and gravel pits and pit excavation" shall be amended to read, "Sandbank and gravel pits and pit excavation not subject to regulation by the State of New York."

.....

- 18-20. "Provisions applicable to all excavations and topsoil removal" shall be amended to read, "Provisions applicable to all excavations and topsoil removal not subject to regulation by the State of New York."

.....

- 18-21. "Fees" shall be amended to read as follows:

18-21. Fees.

"For all activities not subject to regulation by the State of New York."

.....

- 18-29. "Restrictions on new pits and quarries" shall be deleted in its entirety and a new 18-29 enacted in place thereof, as follows:

18-29. Special Use Permit.

- A. All sandbanks, gravel pits and stone quarries, existing or to be created, shall be subject to the requirement of obtaining from the Town of Lancaster on an annual basis a special use permit, said permit to expire on January 1st of each year

B. Fee.

- (1) A special use permit fee shall be imposed on an annual basis for purposes of the Town enforcement of State regulations as follows:

32x1

- a) A minimum fee of two hundred dollars (\$200.) for removal of an amount not exceeding five thousand (5,000) cubic yards.
- b) Any area, four cents (\$.04) per cubic yard to be removed. The fee in no event shall exceed five thousand dollars (\$5,000.).
- c) The Town Board may waive this fee where excavation is deemed to be for the benefit of the town.

- B. Payment of the fee for permits shall be made at the time of application and thereafter on the first day of January of the calendar year, if said permit is renewed."

February 3, 1992

STATE OF NEW YORK:  
COUNTY OF ERIE : ss:  
TOWN OF LANCASTER:

THIS IS TO CERTIFY, that I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the Town of Lancaster, in the said County of Erie, have compared the foregoing copy of Legal Notice of Amendment to Excavations Ordinance of the Town of Lancaster, with the original thereof filed in my office at Lancaster, New York on the 3rd day of February, 1992, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 3rd day of February, 1992.

Robert P. Thill  
Town Clerk and Registrar of Vital Statistics

32X1



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN VAN NORTWICK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
POKORSKI, TO WIT:

RESOLVED, that the following Building Permit Applications be and are hereby approved and the issuance of these Building Permits be and are hereby authorized:

**CODES:**

- (T) = Tree Planting Fee tendered to the Town of Lancaster pursuant to the provisions of Chapter 30-26 of the Code of the Town of Lancaster.
- (SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster.
- (CSW) = Conditional sidewalk waiver.

<u>NO.</u>	<u>CODE</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
29		LPRC Unlimited	338 Harris Hill Rd	ALT OFFICE BLDG
30		Debs Restaurant	5360 Genesee St	TEMP. SIGN
31		M & M Baglio	253 Miller St	EX. DBL DWELLING
32	(T)	Owczarezak Enter.	18 Hillside Pkwy	ER. SIN. DWLG
33	(T)	Thos & Robynne Forbes	68 Williamsburg La	ER. SIN. DWLG
34		Black Hat Chimney Srv	5991 Broadway	ALT. CHIMNEY
35	(T)	Forbes Homes	5 Pondview Ct	ER. SIN. DWLG
36		Custom Topsoil Inc	4935 William St	DEMOLISH SIN DWLG
37		Bainbridge Construct	25 Partridge Wlk	EXT.SIN DWLG

and

**BE IT FURTHER**

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

**BE IT FURTHER**

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the condition that the Town of Lancaster, at any future date, has the right to order sidewalk installation at the expense of the property owner.

32X1

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 3, 1992

File: R.BLDG (P1-2)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts:

Claim No. 338 to Claim No. 577 Inclusive.

Total Amount hereby authorized to be paid:

\$546,494.92

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 3, 1992

File: R.CLAIMS

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
VAN NORTWICK, TO WIT:

WHEREAS, the law firm of Hodgson, Russ, Andrews, Woods & Goodyear, by letter dated 1/28/92, has submitted a proposal to the Town Board to perform services as Special Labor Counsel to the Town of Lancaster, and

WHEREAS, the firm will undertake to render only such professional services as, in their judgment, are reasonably necessary to protect the Town's interest, or as they or we may specifically agree, and

WHEREAS, all of their services will be rendered in a cost efficient manner, considering the problem presented and the professional staffing required for proper representation of the Town, and

WHEREAS, Hodgson, Russ, Andrews, Woods & Goodyear presently represents over 60 schools districts, towns and villages and has a great deal of experience in this area;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town of Lancaster enter into a contract with Hodgson, Russ, Andrews, Woods & Goodyear in accordance with their letter proposal of 1/28/92, and
2. The law firm will bill on an hourly basis at a rate of \$113-139/hour, depending on the experience and seniority of the attorneys in the firm, plus out-of-pocket expenses, not to exceed \$5,000 for the year 1992, and
3. If a particular matter goes to court, then court time will be an additional fee.

32X1

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 3, 1992

File: R.Appt.Hodgson.Russ

32x1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN POKORSKI , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
VAN NORTWICK, TO WIT:

WHEREAS, the sponsor of this resolution is desirous of making an  
appointment to the position of Games of Chance Auditor;

NOW, THEREFORE, BE IT

RESOLVED, that BENEDICT J. ARCESE, 13 Anna Drive, Lancaster, New  
York, (Post Office Bownansville, New York), be and is hereby appointed to the  
position of Games of Chance Auditor for the period March 2, 1992 to  
December 31, 1993; and

BE IT FURTHER

RESOLVED, that the 1992 salary for Benedict J. Arcese be and is  
hereby set at \$52.25 per quarterly audit per licensee, said amount being the  
amount as set forth in the 1992 Schedule of Salaries of the Town of Lancaster  
as adopted by the Town Board of the Town of Lancaster on January 1, 1992.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED NO
COUNCILMAN KWAK	VOTED NO
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 3, 1992

File: R.Appt.Adtr.Gms.Chance

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
POKORSKI, TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster has requested the creation of the position of Natural Disaster Service Coordinator, Part-time, of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to complete and sign Form PO-17 (New Position Duties Statement) for the purpose of obtaining the appropriate service title for the anticipated position of Natural Disaster Service Coordinator, Part-time, of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 3, 1992

File: R.PERS.CREATE (P1)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
VAN NORTWICK, TO WIT:

WHEREAS, the Sponsor of this resolution has requested the creation of the position of Natural Disaster Service Coordinator, Part-time, of the Town of Lancaster, and

WHEREAS, the Supervisor has recommended the appointment of George MacPeck, 203 Broezel Avenue, Lancaster, New York to the position of Natural Disaster Service Coordinator, Part-time, of the Town of Lancaster

WHEREAS, the Supervisor, by memorandum dated January 31, 1992, has notified the Town Board of his intention to sponsor a resolution at the February 3, 1992 meeting appointing George MacPeck to said position,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

SECTION 1: That GEORGE MAC PEEK, 203 Broezel Avenue, Lancaster, New York be and is hereby appointed to the part-time position of Natural Disaster Service Coordinator of the Town of Lancaster and shall work nineteen (19) hours as a regularly scheduled work week.

SECTION 2: That the 1992 annual salary for this position be and is hereby set in the amount of \$9,000.00.

SECTION 3: That this appointment be effective February 4, 1992.

SECTION 4: That the following Budget amendment in the 1992 Part Town General Fund Budget of the Town of Lancaster be and is hereby authorized:

General Ledger Accounts

Account No.	Department, Line Item	Increase
B599	Appropriated Fund Balance	8,250
B960	Budget Appropriations	8,250

32X1



Subsidiary Ledger Accounts Appropriations

B3670.100	Disaster Preparedness - Personal Services - Wages - Salaries	8,250
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The question of the adoption of the foregoing resolution was  
duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 3, 1992

File: R.PERS.APPT (P9-10)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
POKORSKI , TO WIT:

WHEREAS, the Supervisor has requested various changes and adjustments to the personnel in the Supervisor's Office, in accordance with his letter dated January 31, 1992,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

SECTION 1: That the position of Assistant to the Supervisor (PT) in the Office of the Supervisor of the Town of Lancaster, currently held by TreAnn Flanagan, be and is hereby abolished.

SECTION 2: That TreAnn Flanagan, 83 Pheasant Run Lane, Lancaster, New York, be and is hereby appointed to the position of Clerk-Typist, Part-time, in the Office of the Supervisor of the Town of Lancaster, effective February 3, 1992, and that the Board hereby acknowledges that the effect of this appointment is that it amounts to a simple change of title and that all aspects of her employment, including but not limited to duties, service accumulation and pay rate remain as they were prior to this title change.

SECTION 3: That the position of Secretary to the Supervisor (temporary) in the Office of the Supervisor of the Town of Lancaster, currently held by Jean Farmer, be and is hereby abolished.

SECTION 4: That the position of Assistant to the Supervisor, Full time (PJC), in the Office of the Supervisor be and is hereby created, and that Jean Farmer, 37 School Street, Lancaster, New York, be and is hereby appointed to the newly created position of Assistant to the Supervisor, Full-time (PJC), effective February 3, 1992, and that the Board hereby acknowledges that the effect of this appointment is that it amounts to a simple change of title and that all aspects of her employment, including but not limited to duties, service accumulation and pay rates remain as they were prior to this title change.

BE IT FURTHER

RESOLVED, that the new titles be inserted into and accounted for under the account of the Supervisor (A1220) in the 1992 budget, and that Department A1445 Project Manager be and is hereby abolished and all unexpended appropriations to be determined by the Director of Administration and Finance as of January 31, 1992 be transferred to Account A1220 Supervisor.

32X1

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN PORORSKI	VOTED	YES
COUNCILMAN VAN NORTWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YES

February 3, 1992

File: R.PERS.APPT (P14-15)

Councilman VanNortwick requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN VAN NORTWICK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has previously advertised for bids for furnishing New 1992 Police Patrol Vehicles in accordance with specifications on file with the Town Clerk of the Town of Lancaster, and

WHEREAS, said bids were duly opened on February 3, 1992, and

WHEREAS, MERNAN CHEVROLET, INC., 2751 Bailey Avenue, Buffalo, New York 14215 has submitted the lowest responsible bid, per unit, and

WHEREAS, the Chief of Police of the Town of Lancaster has recommended the purchase of Four (4) 1992 Police Cars pursuant to Item 1 of the Bid Form at a cost of \$12,767.00 per unit, without extended maintenance plan, for a total cost of \$51,068.00, and One (1) new 1992 Police Patrol Vehicle pursuant to Item 2 of the Bid Form, without extended maintenance plan, at a cost of \$12,453.00, less the trade-in allowance of \$19,500. on three (3) 1991 Chevrolets for a total net bid with trade in the amount of \$44,021.00;

NOW, THEREFORE, BE IT

RESOLVED, that the bid of MERNAN CHEVROLET, INC., 2751 Bailey Avenue, Buffalo, New York, 14215, in the sum of \$51,068.00 for four (4) New 1992 Police Patrol Vehicles without extended maintenance plan pursuant to Item 1 of the Bid Form; and \$12,453.00 for one (1) new 1992 Police Patrol Vehicle pursuant to Item 2 of the Bid Form, without extended maintenance plan at a cost of \$12,453.00, less the trade-in allowance of \$19,500.00 on three (3) 1991 Chevrolet Police Vehicles, for a total net bid with trade in the amount of \$44,021.00, be and the same is hereby accepted and that an order for such automobiles is hereby authorized to be placed by the Chief of Police.

25 X 1

32 X 1

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 3, 1992

32X1

Supervisor Greco requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
SUPERVISOR GRECO, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
VAN NORTWICK, TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster has requested a Special Meeting of the Town Board be held at 4:30 o'clock P.M., Thursday, February 13, 1992, at the Town Hall of the Town of Lancaster, for the purpose of reviewing personnel matters as they relate to the operation of the Office of the Assessor of the Town of Lancaster, and

WHEREAS, it is necessary to set a date and time for this meeting,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby sets a Special Meeting of the Town Board of the Town of Lancaster at 4:30 o'clock P.M., Thursday, February 13, 1992, at the Town Hall of the Town of Lancaster, 21 Central Avenue, Lancaster, New York, for reviewing personnel matters as they relate to the operation of the Office of the Assessor of the Town of Lancaster, and for such other and further business as may normally come before the Town Board at a regular meeting hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 3, 1992

File: R.MEDIA

32X1

Supervisor Greco requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
POKORSKI , TO WIT:

WHEREAS, the Village of Lancaster shall file an application with the New York State Office of Parks, Recreation and Historic Preservation for financial assistance in accordance with the provisions of the Land and Water Conservation Fund for the development of Oxford Park, and

WHEREAS, the Town Board concurs in such development and shall participate within its means and in such a manner as it sees fit to promote such development, jointly, with the Village of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby supports the submittal of this application by the Village of Lancaster as stated herein, and,

BE IT FURTHER

RESOLVED, that a copy of this resolution be forwarded to the Village of Lancaster Board of Trustees to be attached to their application.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

February 3, 1992

File: R.BLANK

32X1

STATUS REPORT ON UNFINISHED BUSINESS:

1. Detention Basin - Milton Drive  
On September 3, 1991 the Town Board authorized the Supervisor to enter into an agreement with the Village of Lancaster for this remedial work. On October 7, 1991, the Town Board adopted a \$300,000.00 bond resolution to fund this project.
2. Dumping Permit - Dennis D'Andrea  
On November 4, 1991, this matter was referred to the Town Engineer and Building Inspector for review and recommendation. On February 3, 1992 the Town Board authorized the issuance of a permit to this applicant. This item will be removed from future Town Board agendas.
3. Dumping Permit - Diamond "D" Construction, Corp.  
On May 2, 1991, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
4. Dumping Permit - David C. Kral  
On January 25, 1991, this matter was referred to the Town Engineer and Building Inspector for review and recommendation. On December 11, 1991, the petitioner submitted a new application for dumping which was referred to the Town Engineer and Building Inspector for review and recommendation.
5. Dumping Permit - Walter Mikowski  
On March 14, 1990, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
6. Dumping Permit - Edward/Marcia Mysza  
On July 3, 1991, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
7. Dumping Permit - Gregory ZaFarakis  
On November 19, 1990, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
8. Public Improvement Permit Authorization - Deer Cross Subdivision, Phase I (Donato) Outstanding Items Only.

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

9. Public Improvement Permit Authorization - Deer Cross Subdivision, Phase II (Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	Yes
Pavement and Curbs	Yes	No	No	Yes	Yes
Storm Sewers	Yes	No	No	n/a	Yes
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

25x1

32x1



STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)10. Public Improvement Permit Authorization - Foreststream Village Subdivision, Phase I (DiLapo) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Floodway Grading	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

11. Public Improvement Permit Authorization - Foreststream Village Subdivision, Phase II (DiLapo) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Floodway (S. Br.)	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

12. Public Improvement Permit Authorization - Foreststream Village Subdivision, Phase III (DiLapo)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes	Yes	n/a	Yes
Pavement and Curbs	Yes	Yes	Yes	***	Yes
Storm Sewers	Yes	Yes	Yes	n/a	Yes
Street Lights	Yes	No	No	n/a	Yes
Sidewalks	No	n/a	n/a	n/a	n/a

\*\*\* Deed received but not yet filed

13. Public Improvement Permit Authorization - Grafton Park Subdivision (Donato Developers)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	No	No	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

14. Public Improvement Permit Authorization - Hidden Hollow Subdivision, (Paul M. Dombrowski)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes	Yes	n/a	No
Pavement and Curbs	Yes	Yes	Yes	No	No
Storm Sewers	Yes	Yes	Yes	n/a	No
Street Lights	Yes	Yes	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

15. Public Improvement Permit Authorization - Hillview Estates Subdivision Phase I (Hillview Development)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes	Yes	NB-1-	NB-2-
Pavement and Curbs	Yes	Yes	Yes	No	NB-2-
Storm Sewers	Yes	Yes	Yes	n/a	NB-2-
Detention Basin	Yes	No	No	No	NB-2-
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

NB-1- Filed but not yet returned.  
NB-2- Town Attorney has Bill of Sale.

32X1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)16. Public Improvement Permit Authorization - Indian Pine Village Subdivision Phase I (Fischione Const., Inc.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

17. Public Improvement Permit Authorization - Indian Pine Village Subdivision Phase II (Fischione Construction)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

18. Public Improvement Permit Authorization - Lake Forest Subdivision, Phase I (Dana Warman) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	Yes	Yes	n/a	No

19. Public Improvement Permit Authorization - Larkspur Acres Subdivision, (Andrusz & Schmid Dev.)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes	No	n/a	No
Pavement and Curbs	Yes	Yes	No	No	No
Storm Sewers	Yes	Yes	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	2-3-92	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

20. Public Improvement Permit Authorization - Liberty Square Subdivision (Dana Warman)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes	Yes	n/a	No
Pavement and Curbs	Yes	Yes	Yes	Yes	No
Storm Sewers	Yes	Yes	Yes	n/a	No
Detention Basin	Yes	No	No	n/a	No
Street Lights	Yes	Yes	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

21. Public Improvement Permit Authorization - Meadowlands Subdivision (Bosse) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	Yes	Yes	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

32X1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)22. Public Improvement Permit Authorization - The Meadows Subdivision  
(Giallanza) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Street Lights	Yes	No	No	n/a	No

23. Public Improvement Permit Authorization - Pine Tree Farm, Phase I  
(Josela - East off Aurora Street) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	Yes	Yes	*	Yes
Detention Basin	Yes	No	No	No	n/a

\* Deed received but not yet recorded.

24. Public Improvement Permit Authorization - Pine Tree Farm, Phase II  
(Josela - East off Aurora Street) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	Yes	Yes	No	Yes

25. Public Improvement Permit Authorization - Southpoint Subdivision, Phase I  
(Josela) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
E. Detention Pond	Yes	No	No	No	n/a
W. Detention Pond	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

26. Public Improvement Permit Authorization - Stony Brook, Phase I  
(Marrano)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes	Yes	n/a	Yes
Pavement & Curbs	Yes	Yes	Yes	*	Yes
Storm Sewers	Yes	Yes	Yes	n/a	Yes
Detention Area 1	Yes	No	No	No	n/a
Detention Area 2	Yes	No	No	No	n/a
Street Lights	Yes	Yes	Yes	n/a	Yes
Sidewalks	Yes	n/a	n/a	n/a	n/a

\* Deed received but not yet filed.

27. Public Improvement Permit Authorization - Stony Brook, Phase II  
(Marrano)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes	No	n/a	No
Pavement & Curbs	Yes	Yes	No	***	No
Storm Sewers	Yes	Yes	No	n/a	No
Detention Area	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No
Sidewalks	Yes	n/a	n/a	n/a	n/a

\*\*\* Deed received but not yet filed

32X1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)28. Public Improvement Permit Authorization - Stony Brook, Phase III (Marrano)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Pond	Yes	No	No	No	n/a

29. Public Improvement Permit Authorization - Warnerview Estates, Phase I (Donato) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

30. Public Improvement Permit Authorization - Warnerview Estates, Phase II (Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes	Yes	n/a	No
Pavement and Curbs	Yes	Yes	Yes	Yes	No
Storm Sewers	Yes	Yes	Yes	n/a	No
Detention Basin	n/a	n/a	n/a	n/a	n/a
Street Lights	Yes	No	No	n/a	No
Sidewalks	Yes	n/a	n/a	n/a	n/a

31. Public Improvement Permit Authorization - Willow Ridge Subdivision (Cimato Bros.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No
Sidewalks	Yes	n/a	n/a	n/a	n/a

32. Public Improvement Permit Authorization - Windsor Ridge Subdivision, Phase I (M. J. Peterson)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	Yes	n/a	No
Pavement and Curbs	Yes	No	Yes	No	No
Storm Sewers	Yes	No	Yes	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

33. Rezone Petition - Fox Valley Estates

On November 19, 1991, this matter was referred to the Planning Board for review and recommendation. On December 4, 1991 the Planning Board recommended approval of this proposed rezone.

34. State Contract Grant - 40 Clark Street Museum.

Application for grant has been filed.

35. Subdivision Approval - Bowen Road Square (Off Bowen Road)

On August 30, 1990 the developer tendered to the Town Clerk a subdivision filing fee of \$1,135.00. On August 1, 1990 the Planning Board approved the preliminary plat for this development subject to three conditions. On January 22, 1991 the Municipal Review Committee tabled their SEQOR Review decision pending receipt of additional data from the petitioner.

25 X1

32X1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)36. Subdivision Approval - Coventry Green Townhouse (Off Transit Road)

On October 10, 1990 the developer tendered to the Town Clerk an Application for Approval of Subdivision Preliminary Plat Plan along with a filing fee of \$1,150.00. On July 11, 1990, the Planning Board approved the sketch plan for this development under the name of "Meadow Wood Townhouses" which was subsequently changed to "Coventry Green Townhouses". On January 22, 1991, the Municipal Review Committee adopted a Negative SEQR Declaration on this matter. On February 6, 1991 the Planning Board approved the Preliminary Plat Plan subject to revisions to drainage, grading and paving plans. On April 2, 1991 the developer filed a final plat with the Building Inspector for review and distribution to the Town Board. On May 6, 1991, the Town Board approved the final plat for this development and authorized the filing of a map cover in the Erie County Clerk's office. On June 3, 1991, the developer filed seven linens of the final plat with the Town Clerk. The Town Clerk is presently awaiting verification of the linen final plat from the Supervisor, Building Inspector, and Chief of Police. On August 5, 1991, the Town Board re-approved this map cover because it was not timely filed within 60 days of the May 6, 1991 Town Board approval. This item remains on agenda until map cover is filed. On January 28, 1992 the developer requested another re-approval of the map cover due to failure to file within 60 days.

37. Subdivision Approval - The Crossings (Off Erie St.)

On June 5, 1989, the developer tendered to the Town Clerk a subdivision filing fee of \$590.00. On October 7, 1991, the Municipal Review Committee adopted a Negative SEQR Declaration on this matter. On December 2, 1991 the Building Inspector transmitted an application for sketch plan approval to the Planning Board for review.

38. Subdivision Approval - East Brook Estates (Off Bowen Road)

This matter awaits formal filing with the Town Clerk. No engineering review fee has been received.

39. Subdivision Approval - Fox Valley Estates (Off Pepperment Road)

On November 22, 1991, an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers.

40. Subdivision Approval - Glen Hollow (off William St.)

On January 22, 1992, an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers.

41. Subdivision Approval - Golfe Creek Town Homes (formerly Country Club Commons) (Townhouses - Off Broadway West of the Lancaster Country Club)

On July 9, 1990, the Municipal Review Committee adopted a Negative SEQR Declaration on this matter. On October 24, 1990, the Building Inspector transmitted an Application for Sketch Plan Approval to the Planning Board for review. On November 7, 1990, the Planning Board approved the sketch plan for this development. On November 21, 1990, the developer tendered to the Town Clerk an Application for Approval of Subdivision Preliminary Plat Plan along with a filing fee of \$1090.00. On November 28, 1990 the Planning Board approved the Preliminary Plat Plan. On February 1, 1991 the developer filed a final plat with the Building Inspector for review and distribution to the Town Board. On February 11, 1991 the Town Attorney notified the developer that the final plat was not sufficient. On June 17, 1991, the Town Board approved the final plat for this development and authorized the filing of a map cover in the Erie County Clerk's Office. On August 19, 1991, the Town Board approved a name change for this project to Golfe Creek Town Homes and authorized the filing of a map cover in the Erie County Clerk's office under that name. This item remains on the agenda until the map cover is filed.

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)42. Subdivision Approval - Indian Pine Village, Phase II

On October 9, 1990, an Application for Sketch Plan Approval was filed with the Building Inspector and referred to the Planning Board for review. On May 7, 1991, the developer filed a final plat with the Building Inspector for review and distribution to the Town Board. On May 15, 1991, the Planning Board approved the final plat as a sketch plan and directed the developer to proceed with a revised final plat incorporating a redesign of the detention area. On May 22, 1991, the Town Engineer approved engineering plans. On June 13, 1991, at a special Planning Board Review, as requested by the Town Board, the Planning Board rectified their approval of May 15, 1991. On August 5, 1991, the Town Board approved the final plat for this development and authorized the filing of a map cover in the Erie County Clerk's office. This item remains on agenda until map cover is filed. On October 7, 1991, the Town Board re-approved a revised map cover with a twenty (20) feet rather than fifteen (15) feet sewer easement. On January 27, 1992, the developer requested another re-approval of the map cover due to failure to file within 60 days.

43. Subdivision Approval - Lake Forest South (Off Lake Avenue)

On March 19, 1991, the Town Board approved the final plat for this subdivision and authorized the filing of a map cover in the Erie County Clerk's Office. This item remains on agenda until map cover is filed.

44. Subdivision Approval - Parkedge (Off William Street)

On October 18, 1989, the Planning Board approved the sketch plan for this project. On March 6, 1991, an application for preliminary plat approval was filed with the Town Clerk and referred to the Building Inspector for distribution to various reviewers. On March 6, 1991, a \$1285.00 subdivision filing fee was received by the Town Clerk. On May 6, 1991, the SEQR Municipal Review Committee adopted a negative declaration.

45. Subdivision Approval - Stony Brook Subdivision, Phase III (South Side of Pleasant View Drive)

Sketch Plan approval and SEQR Review was accomplished for the entire subdivision with Phase I approvals. On June 10, 1991, an application for preliminary plat approval plus a \$1255.00 review fee was filed with the Town Clerk. On June 11, 1991, the preliminary plat plan was distributed by the Building Inspector to various reviewers. On June 19, 1991, the Planning Board approved the preliminary plat noting that all stub streets in Phase III must be paved immediately after layout approval.

46. Subdivision Approval - Towne Square Townhouses (Broadway east of Bowen)

This project was in the process of approval prior to adoption of the current zoning ordinance and is therefore a grandfathered project. On July 9, 1990, the Municipal Review Committee adopted a SEQR Negative Declaration on this project. On January 16, 1991, the Planning Board recommended approval of the project subject to the Town Board's resolution of three Planning Board concerns. On June 17, 1991, the Town Board approved the final plat for this development and authorized the filing of a map cover in the Erie County Clerk's office.

47. Subdivision Approval - Thruway Industrial Park (Off Gunville Rd.)

On October 4, 1989, the Planning Board approved the site plan for this subdivision. On October 13, 1989, the developer tendered to the Town Clerk a subdivision filing fee of \$415.00. On August 6, 1990, the Town Board adopted a SEQR negative declaration on this matter.

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STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)

48. Subdivision Approval - Woodgate (Josela - Off Aurora St.)

On August 1, 1989, the developer tendered to the Town Clerk a subdivision filing fee of \$1350.00. On September 6, 1989, the Planning Board approved a sketch plan for this subdivision. On November 20, 1989, a SEQR negative declaration was adopted. On April 3, 1991 the Building Inspector transmitted to the Town Board a revised preliminary plat showing the U.S. Corps of Engineers wetlands within the project. On June 19, 1991, the Planning Board approved the revised preliminary plat. On December 16, 1991, the Town Board approved this final plat for this development and authorized the filing of a map cover in the Erie County Clerk's Office. This item remains on the agenda until the map cover is filed.

PERSONS ADDRESSING THE TOWN BOARD:

Gloria Kubicki, 15 Maple Drive, questioned the Town Board about the retention of a grant writer for the Town of Lancaster.

Margaret Orsolitz, 86 Simme Road, spoke to the Supervisor about the composition of the newly established ad hoc committee to find a location for a new Town Senior Citizen Facility.

Michael Wehner, 35 Garfield Street, spoke to the Town Board about the cooperative effort to alleviate drainage problems in the Milton Drive area of the Village of Lancaster. He also spoke to the Town Board about the Highway Superintendent's planting of trees under the Town's annual tree planting program.

Karen Eleczko, 6270 Genesee Street, spoke to the Town Board about increased police protection for the Town of Lancaster.

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COMMUNICATIONSDISPOSITION

44. "The Real Cost of Development", December 1989	R & F
45. T. Nizioi, Brunck Road Resident to Town Board - Transmittal of signed petitions in response to the proposed Windsor Ridge Subdivision.	BUILDING INSPECTOR PLANNING AND ZONING BOARD
46. Highway Superintendent to Town Board - Transmittal of agreement for expenditure of highway funds.	TOWN ATTORNEY
47. Dog Control Officer to Supervisor - Comments and report of Dog Control Services for Genesee Street Resident.	R & F
48. Twin District Fire Co. to Town Clerk - Notification of newly elected officers.	R & F
49. Twin District Fire Co. to Town Clerk - Notification of deletion of two members from fire company.	R & F
50. Town Assessor to Erie County Comm. of Finance - Problems re: parcels on computer.	FINANCE AND MANAGEMENT
51. Building Inspector to Town Board - Comments re: dumping permit for D'Andrea, 6216 Broadway.	R & F
52. Town Assessor to Commissioner of Finance - Comments re: deleted parcel.	FINANCE AND MANAGEMENT
53. Starcom Associates, Inc. to Town Clerk - Review of New York Telephone's Intellipath proposal.	GOVERNMENT AFFAIRS
54. All-Weather Contractors, Inc. to Supervisor - Transmittal of itemized list of damages done to the Depew Library.	R & F
55. Krehbiel Associates to Town Board - Comments re: site plan of Beth Corners.	BUILDING INSPECTOR
56. Krehbiel Associates to Town Board - Recommend acceptance of P.I.P. #274, street lighting for Larkspur Acres Subdivision.	R & F
57. NYS Office of Parks to Supervisor - Transmittal of an amendment extending the termination date of an Agreement for the Lancaster Historical Museum to 6/30/92.	R & F
58. Director of Finance to Highway Superintendent - Payments due to Mrs. John Arcese.	R & F
59. Krehbiel Associates to Supervisor - Transmittal of Forestream Village Subdivision Phase III, water, storm & paving improvements "Record Drawings".	PLANNING COMMITTEE
60. Town Assessor to Walter Ferry - Transfer of 19 & 21 Eagle Terrace from Ferry Builders to Gargnesi's.	FINANCE AND MANAGEMENT
61. J. Erickson, .E. to Town Board - Transmittal of subdivision plan for Indian Pine Village Phase II.	PLANNING AND ZONING BOARD
62. Town Assessor to Opera House Director - Complaint re: buses parking for Opera House.	R & F
63. Police Chief to Erie County Dept. of Public Works- Comments re: traffic signal at Como Park Blvd. and Penora Street.	PUBLIC SAFETY COMMITTEE

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COMMUNICATIONSDISPOSITION

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| 64. J. Michael Fitzpatrick to Town Board -<br>Request re-approval of subdivision plans for<br>for Coventry Green Subdivision.  | <u>PLANNING AND</u><br><u>ZONING COMMITTEE</u>                             |
| 65. Transmittal of a local law re: transient retail<br>merchants.  | <u>TOWN ATTORNEY</u>   |
| 66. Building Inspector to Town Board -<br>Request that Town Board take immediate action<br>on zoning ordinance re: traffic regulations<br>relative to parking and firelanes in plazas.   | <u>TOWN ATTORNEY</u>   |
| 67. Town Clerk to Building Inspector -<br>Failure to meet conditions on public<br>improvements in Larkspur Acres Subdivision,<br>request Building Inspector to issue stop work<br>on all building construction in subdivision. | <u>R &amp; F</u>   |
| 68. Erie County Dept. of Planning to Supervisor -<br>SEQR referral review on Fox Valley Estates<br>Subdivision.  | <u>TOWN ATTORNEY</u>   |
| 69. NYSDEC to Supervisor -<br>Comments on SEQR for Fox Valley Estates.   | <u>TOWN ATTORNEY</u>   |
| 70. Town Assessor to J. Panara, Attorney -<br>Transmittal copy of deed for 19-21 Eagle Terr.   | <u>R &amp; F</u>   |
| 71. Town Clerk to Zoning Board Members -<br>Advisement of public hearing on 2/13/92 for<br>various variance petitions.   | <u>PLANNING AND</u><br><u>ZONING COMMITTEE</u>                             |
| 72. Police Chief to Town Clerk and Building Inspector-<br>Approved street names for 911 clearance<br>cannot be changed.  | <u>R &amp; F</u>   |
| 73. Police Chief to Town Board Members -<br>Approval of Indian Pine Village Phase III.   | <u>PUBLIC SAFETY,</u><br><u>PLANNING &amp; ZONING</u><br><u>COMMITTEES</u> |
| 74. Police Chief to Town Board Members -<br>Approval of Final Plat for Towne Square Town-<br>houses.   | <u>PLANNING AND</u><br><u>ZONING COMMITTEE</u>                             |
| 75. Police Chief to Town Board Members -<br>Comments re. Stony Brook Subdivision, Phase III  | <u>PUBLIC SAFETY</u><br><u>COMMITTEE</u>                                   |
| 76. Service Awards Committee Chairman to Town Clerk -<br>Transmittal service award point system details<br>fire companies.   | <u>PUBLIC SAFETY</u><br><u>COMMITTEE</u>                                   |
| 77. Councilman Pokorski to Town Board -<br>Requests Town Board approve refund of tree fees<br>to Mr. Kirkman, 5676 Genesee St.   | <u>R &amp; F</u>   |
| 78. Susan Carlton to Town Assessor -<br>Remedial measures taken to alleviate gas fumes.  | <u>R &amp; F</u>   |
| 79. Village Clerk-Treasurer to Supervisor and<br>Town Board -<br>Copy of resolution adopted re. study for<br>merging of police services.   | <u>GOVERNMENT AFFAIRS</u><br><u>PUBLIC SAFETY</u><br><u>COMMITTEE</u>      |
| 80. Project Manager to Town Board Members -<br>Re: payment for installation of Como Park Blvd.<br>sidewalks.   | <u>SIDEWALK COMMITTEE</u><br><u>DIRECTOR OF FINANCE</u>                    |
| 81. Supervisor to Town Board -<br>Request for personnel adjustments in<br>Supervisor's Office.   | <u>R &amp; F</u>   |

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Supervisor Greco requested a suspension of the necessary rule for immediate consideration of the following communications -  
SUSPENSION GRANTED.

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| 82. | Former Dog Control Officer to Town Board -<br>Request full compensation for accumulated hours of unused comp time and vacation time. | <u>DIRECTOR OF FINANCE</u><br><u>TOWN CLERK FOR</u><br><u>RESOLUTION</u> |
| 83. | Hodgson, Russ, Andrews, Woods & Goodyear to<br>Supervisor -<br>Information re: services as special labor<br>counsel.                 | <u>R &amp; F</u><br><u> </u><br><u> </u><br><u> </u>                     |
| 84. | Police Chief to Chairman Public Safety Committee -<br>Request acceptance of bid from Mernan Chevrolet<br>for four police cars.       | <u>R &amp; F</u><br><u> </u><br><u> </u><br><u> </u>                     |

ON MOTION OF COUNCILMAN GIZA, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 9:30 P.M. out of respect to:

JOSEPH BASHER  
CLIFFORD BULL

Signed Robert P. Thill  
Robert P. Thill, Town Clerk

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